

# House Bill 2351

Sponsored by Representative BAILEY; Representatives BUCKLEY, DOHERTY, FREDERICK (Presession filed.)

## SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Increases filing fee for candidates for office of state Senator and state Representative. Provides that nominating petition for office of state Senator or state Representative must contain at least 250 signatures or number of signatures at least equal to two percent of votes cast in electoral district for specified candidates, whichever is less.

## A BILL FOR AN ACT

1  
2 Relating to candidates; creating new provisions; and amending ORS 249.056 and 249.068.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 249.056 is amended to read:

5 249.056. (1) At the time of filing a declaration of candidacy a candidate for the following offices  
6 shall pay to the officer with whom the declaration is filed the following fee:

7 (a) United States Senator, \$150.

8 (b) Governor, Secretary of State, State Treasurer, Attorney General, Commissioner of the Bu-  
9 reau of Labor and Industries, Representative in Congress, judge of the Supreme Court, Court of  
10 Appeals or Oregon Tax Court, or executive officer or auditor of a metropolitan service district, \$100.

11 (c) County officer, district attorney, county judge who exercises judicial functions or circuit  
12 court judge, \$50.

13 (d) [*State Senator or Representative or*] Councilor of a metropolitan service district under ORS  
14 chapter 268, \$25.

15 **(e) State Senator or state Representative, \$50.**

16 (2) No filing fee shall be required of persons filing a declaration of candidacy for precinct com-  
17 mitteeperson or justice of the peace.

18 **SECTION 2.** ORS 249.068 is amended to read:

19 249.068. (1) Except as otherwise provided for a candidate for nonpartisan office in ORS 249.072:

20 (a) A nominating petition for an office to be voted for in the state at large or for a candidate  
21 for Representative in Congress shall contain signatures of members of the same major political party  
22 as the candidate. Except as provided in this subsection, there shall be at least 1,000 signatures or  
23 the number of signatures at least equal to two percent of the vote cast in the state or congressional  
24 district, as the case may be, for the candidates of that major political party for presidential electors  
25 at the last presidential election, whichever is less;

26 (b) For an election next following any change in the boundaries of a congressional district, there  
27 shall be at least 1,000 signatures or the number of signatures at least equal to two percent of the  
28 average number of votes cast in all congressional districts in this state, as the case may be, for the  
29 candidates of that major political party for presidential electors at the last presidential election,  
30 whichever is less;

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.

1 (c) In the case of a candidate nominated by a major political party that did not nominate pres-  
 2 idential electors at the last presidential election, there shall be at least 1,000 signatures; and

3 (d) If the office is one to be voted for in the state at large, the signatures shall include those  
 4 of electors registered in at least five percent of the precincts in each of at least seven counties. If  
 5 the office is one to be voted for in a congressional district the signatures shall include those of  
 6 electors registered in at least five percent of the precincts in each of at least one-fourth of the  
 7 counties in the congressional district.

8 **(2) In the case of candidates for the office of state Senator or state Representative:**

9 **(a) A nominating petition shall contain the signatures of electors who are members of**  
 10 **the same major political party as the candidate. There shall be at least 250 signatures or the**  
 11 **number of signatures at least equal to two percent of the votes cast in the electoral district**  
 12 **for the candidates of that major political party for presidential electors at the last presi-**  
 13 **dential election, whichever is less;**

14 **(b) In the case of major political party candidates for the office, for an election next**  
 15 **following any change in the boundaries of the districts of state Senators or state Represen-**  
 16 **tatives under Article IV, section 6, of the Oregon Constitution, there shall be at least 250**  
 17 **signatures or the number of signatures at least equal to two percent of the average number**  
 18 **of votes cast in all state senatorial or state representative districts in this state, as the case**  
 19 **may be, for the candidates of that major political party for presidential electors at the last**  
 20 **presidential election, whichever is less;**

21 **(c) In the case of a candidate nominated by a major political party that did not nominate**  
 22 **presidential electors at the last presidential election, there shall be at least 250 signatures;**

23 **(d) If the office is to be voted for in more than one county, the signatures shall include**  
 24 **those of electors registered in at least six percent of the precincts in the electoral district**  
 25 **that are located in each of two or more of the counties, or portions of the counties, within**  
 26 **which the electoral district is located. If six percent of the precincts of the electoral district**  
 27 **in one of the counties or portion thereof does not constitute a whole precinct, the nominat-**  
 28 **ing petition shall contain signatures from at least one precinct in that county; and**

29 **(e) If the office is to be voted for in only one county or in a city, the signatures shall**  
 30 **include those of electors registered in at least 10 percent of the precincts in the electoral**  
 31 **district.**

32 [(2)] **(3) Except as otherwise provided in this section or for a candidate for nonpartisan office**  
 33 **in ORS 249.072:**

34 (a) A nominating petition for an office [*not provided for in subsection (1) of this section*] shall  
 35 contain the signatures of electors who are members of the same major political party as the candi-  
 36 date. There shall be at least 500 signatures or the number of signatures at least equal to two percent  
 37 of the vote in the electoral district for the candidates of that major political party for presidential  
 38 electors at the last presidential election, whichever is less;

39 [*b) In the case of major political party candidates for the office of state Senator or state Repre-*  
 40 *sentative, for an election next following any change in the boundaries of the districts of state Senators*  
 41 *or state Representatives under section 6, Article IV of the Oregon Constitution, there shall be at least*  
 42 *500 signatures or the number of signatures at least equal to two percent of the average number of votes*  
 43 *cast in all state senatorial or state representative districts in this state, as the case may be, for the*  
 44 *candidates of that major political party for presidential electors at the last presidential election,*  
 45 *whichever is less;]*

1        [(c)] (b) In the case of a candidate nominated by a major political party that did not nominate  
 2        presidential electors at the last presidential election, there shall be at least 500 signatures;

3        [(d)] (c) If the office [*under this subsection*] is to be voted for in more than one county, the sig-  
 4        natures shall include those of electors registered in at least six percent of the precincts in the  
 5        electoral district that are located in each of two or more of the counties, or portions of the counties,  
 6        within which the electoral district is located. If six percent of the precincts of the electoral district  
 7        in one of the counties or portion thereof does not constitute a whole precinct, the nominating peti-  
 8        tion shall contain signatures from at least one precinct in that county; and

9        [(e)] (d) If the office is to be voted for in only one county or in a city, the signatures shall in-  
 10        clude those of electors registered in at least 10 percent of the precincts in the electoral district.

11        **SECTION 3. The amendments to ORS 249.056 and 249.068 by sections 1 and 2 of this 2013**  
 12        **Act apply to declarations of candidacy and nominating petitions for elections to the offices**  
 13        **of state Senator and state Representative filed on or after the effective date of this 2013 Act.**

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